FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT

SEP 2 4 2004 SU

MMB DOCKET NO. 1842-0039	APPLICATION NO. 10/804,761
APPLICANT(S): Hochshuler et al.	
FILING DATE: March 19, 2004	GROUP ART UNIT: 3738

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EXAMINER INITIAL		DOC	UMENT IBER	DATE	NAME	CLA	.SS	SUB-CLASS	FILING DATE
DD	AA	3,030),951	04/1992	Mandarino				
ı	AB	3,875	5,595	04/1975	Froning				
-	AC	4,772	2,287	09/1998	Ray et al.				
	AD	4,904	,260	02/1990	Ray et al.				1
	AE	5,047	7,055	9/1991	Bao et al.				
	AF	5,108	,404	04/1992	Scholten et al.	•			
	AG	5,147	,359	09/1992	Cozad et al.				
	AH	5,147	,360	09/1992	Dubouset			/	
	Al	5,154	,718	10/1992	Cozad et al.			<i>Y</i>	
	AJ	5,171	,280	12/1992	Baumgartner				
	AK	5,176	,678	05/1993	Tsou				<u> </u>
				FOREIG	N PATENT DOCUMENT	rs			
EXAMINER INITIAL		DOC	UMENT IBER	DATE	COUNTRY	CLA	SS	SUB-CLASS	TRANSLATION
DD	AL FR 2 639 823		06/12/1988	France				Yes No	
<u> </u>	AM	EP 0	480 954	12/06/1990	Europe				Yes No
	AN	EP 0	621 020	17/03/1994	Europe				Yes No
-	AO	FR 2	714 590	07/07/1995	France				Yes No
	AP	wo	1/21246	19/09/2000	PCT				Yes No
			01	THER (Including A	uthor, Title, Date, Pertine	ent Pages, etc.)		
DD	AQ	1	Bradley, S	S. and J.C., "The	e Use of Methylmethac ust. N.Z. Surg. Vol. 49	crylate in th	e Trea	tment of Gia 1979, (3 page	nt Cell Tumors es).
]	AR	1	Campana Chi. Org.	cci, M., Gui, L. Moy. 72(3), De	and Savini, R., "Godol cember, 1975 (Italian t	li, The Treatext (pages 2	tment 234-2	of Tinial Plat 56) English tr	eau Fractures", anslation.
	AS	1	Kyphon S	Surgical Technic	que Manual, 1999, (pag	ges 5,6,9,16	-19).		
EXAMINER			Daniel Da	vis / (06/13/2	006)	D	ATE C	ONSIDERED	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

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				U.S.	PATENT DOCUMENTS			
XAMINER NITIAL		DOC NUM	UMENT IBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
DD	ВА	5,176	5,680	01/1993	Vignaud et al.			
1	BB	5,190),543	03/1993	Schläpfer			
	ВС	5,192	2,326	03/1993	Bao et al.			/
	BD	5,14	7,359	09/1992	Cozad et al.			1
	BE	5,14	7,360	09/1992	Dubousset			
	BF	5,154	,718	10/1992	Cozad et al.			
	BG	5,176	5,678	01/1993	Tsou			
	ВН	5,176	,680	01/1993	Vignaud et al.		X	
	BI	5,190	,543	03/1993	Schläpfer			
	BJ	5,207	7,678	05/1993	Harms et al.			
	ВК	5,261	,907	11/1993	Vignaud et al.			
				FORE	GN PATENT DOCUMENT	rs V		
EXAMINER NITIAL	DOCUMENT NUMBER		DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION	
	BL							Ye:
	ВМ							Yes No
	BN	-						Ye No
- m-,	во							Ye N
	BP	+-						Ye No
			01	HER (Including	Author, Title, Date, Pertine	ent Pages, etc.)		
DD	BQ	2			atment Notebook, date		pages).	,
	BR	2	Kyphon v	veb page, wwv	v.kyphon.com, 3/13/200	1, (2 pages).		
	BS	2	AOM Te	chniques Ma	nual, date unknown, (l 1 pages).		
EXAMINER	<u></u>	<u> </u>	/Da	niel Davis /	(06/13/2006)	DATE	CONSIDERED	

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				U.S.	PATENT DOCUMENTS			
EXAMINER NITIAL			UMENT IBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
DD	CA	5,26	1,913	11/1993	Marnay			
<u></u>	СВ	5,27	5,600	01/1994	Allard et al.			
	cc	5,28	2,801	02/1994	Sherman			<u> </u>
	CD	5,54	9,679	08/1996	Kuslich			
	CE	5,55	6,429	09/1996	Felt			
	CF	5,71	6,416	02/1998	Lin			
	CG	5,82	7,289	10/1998	Reiley et al.		<i>X</i>	
	СН	5,88	8,220	03/1999	Felt et al.			
	CI	5,96	1,554	10/1999	Janson et al.			
	CJ	6,06	6,154	05/2000	Reiley et al.	7		
	CK	6,18	3,518	02/2001	Ross et al.			
				FOREI	GN PATENT DOCUMENT	rs .		
EXAMINER INITIAL	DOCUMENT NUMBER		DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION	
	CL	1						Ye:
	СМ							Ye No
	CN	-						Ye No
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	СР							Ye No
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	CQ	3						
	CR	3						
	CS	3						
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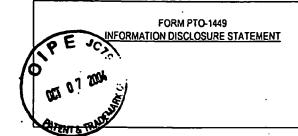
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			U.S.	PATENT DOCUMENTS			
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
DD.	DA	6,187,048	02/2001	Milner et al.			
DD	DB	6,224,630	05/2001	Bao et al.			
	DC	6,245,107	06/2001	Ferree .			<u> </u>
	DD	6,248,131	06/2001	Felt et al.			
	DE	6,206,177	10/2001	Felt et al.			
	DF	6,383,190	05/2002	Preissman			
	DG	6,425,919	07/2002	Lambrecht		<i>Y</i>	
	DH	6,428,576	08/2002	Haldimann		<u> </u>	
	DI	6,443,988	09/2002	Felt et al.			
	DJ	6,482,235	11/2002	Lambrecht et al.			
	DK	6,508,839	01/2003	Lambrecht et al.	1		
			FOREI	GN PATENT DOCUMENTS			
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	DL						Yes No
	DM						Yes No
	DN						Yes No
	DO						Yes No
	DP						Ye No
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	DS	4			•		

conformance and not considered. Include copy of this form with next communication to Applicant.

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	FILING DATE: March 19, 2004	GROUP ART UNIT: 3738	
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NUMBER				TENT DOCUMENTS	U.S. F				
DB 2002/0045942 04/2002 Ham	FILING DATE	SUB-CLASS	CLASS	NAME	DATE				
DC 2002/0068974A1 06/2002 Kuslich et al.	_		_	Cauthen	07/2003	92,625	6,59	DA	DD
DD 2002/0156531 10/2002 Felt et al.				Ham	04/2002	2/0045942	2002	DB	
DE 2003/0033017 02/2003				Kuslich et al.	06/2002	2/0068974A1	2002	DC	
DF				Felt et al.	10/2002)2/0156531	2002	DD	
DG	_		1	Lotz et al.	02/2003	3/0033017	2003	DE	
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/Daniel Davis / (06/13/2006)		 							
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				U.S	S. PATENT DOCUMENTS	-		
EXAMINER INITIAL			CUMENT MBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA							
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EXAMINER INITIAL			CUMENT MBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL				5		**	Yes No
	AM				·			Yes No
	AN							Yes No
	AO							Yes No
	AP							Yes No
			0	THER (Including	g Author, Title, Date, Pertin	ent Pages, etc.)		
DD	AQ	1	Garfin, Ste Vertebropl 1511-1514	asty for the Trea	ansen A., Reiley, Mark A., treent of Painful Osteoporot	'New Technologies i ic Compression Frac	n Spine-Kyphop tures", SPINE, \	lasty and /ol. 26, No. 14, pp.
מס	AR	1 "	Lieberman	, I.H., Dudeney,	S., Reinhardt, M.,K., and Bo Osteoporatic Vertebral", SF			
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